IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 28TH JUNE 2007 / 7TH ASHADHA 1929

Bail Appl..No. 3952 of 2007()

(CRIME NO. 306/07 of THALIPARAMBA POLICE STATION)

PETITIONERS/ACCUSED 1 TO 3 (IN CUSTODY)

1. KONGAYI MUSTHAFA, S/O.ABDULLA, AGED 36,
MUKKOLA, TALIPARAMBA AMSOM, TALIPARAMBA TALUK.

2. N.V.MANAF, S/O.MUHAMMAD KUNHI,
AGED 20 YEARS, NALARAKETTIL UNDA, NHATTUVAYAL,
TALIPARAMBA AMSOM, TALIPARAMBA TALUK.

3. MOTTACHI FAIZAL @ KAKKOTAKATH FAIZAL,
S/O P.K.HASSAN, AGED 21 YEARS,
NEAR MANNA YATHEEM KHANA, TALIPARAMBA AMSOM,
TALIPARAMBA TALUK.

BY ADV. SRI.V.RAJAGOPAL

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY STATION HOUSE OFFICER,
TALIPARAMBA POLICE STATION,
THROUGH PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY ADV. SRI. S.U.NAZER, PUBLIC PROSECUTOR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**R.BASANT, J**

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**B.A.No.3952 of 2007**

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Dated this the 28th day of June, 2007

**ORDER**

Application for regular bail. Petitioners are accused 2, 13 & 14 in a crime registered for offences punishable under Sections 395 and 436 r/w 511 I.P.C. The alleged incident took place on 08.05.2007. The petitioners were arrested on various dates between 08.05.2007 and 14.05.2007. They continue in custody from the dates of their arrest. The alleged motive is the animosity and the strain in relationship between the members of two political groups.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not seriously oppose the said prayer and I am satisfied that the petitioners can now be released on bail subject, of course, to appropriate conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall execute bonds for Rs.50,000/- (Rupees Fifty thousand only)each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioners shall make themselves available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and

thereafter as and when directed by the Investigating Officer in writing to do so.

iii) The petitioners shall not, for a period of one month from the date of their release, enter the jurisdiction of Thaliparamba Police Station except for the purpose of complying with condition No.(ii) above.

**(R.BASANT, JUDGE)**

rtr/-